



Serial No.: 10/535,874

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date indicated below with sufficient postage as first class mail in an envelope addressed to: United States Patent and Trademark Office, Commissioner of Patents and Trademarks, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: 4/17/06

Sig.: Marjorie Scariati  
Marjorie Scariati

**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

Applicant: Thomas Plath

U.S. Appln No.: 10/539,874

Int'l Filing Date: 12/16/2003

Int'l Appln No.: PCT/DE03/04233

For: USE OF A TRPM8-ACTIVATING SUBSTANCE FOR THE TREATMENT OF TUMOURS

Examiner: Unassigned

Group Art Unit: Unassigned

Confirmation No.: Unassigned

Docket No. : 7003/40

Commissioner for Patents and Trademarks  
P.O. Box 1450  
Alexandria, VA 22313-1450

SIR:

**PETITION FOR EXTENSION OF TIME UNDER 1.136(a) AND  
RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35  
U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE  
(DO/EO/US)**

Applicant hereby petitions the Assistant Commissioner to grant a two (2) month extension of time, up to and including April 17, 2006 in which to respond to the

Notification of Missing Requirements Under 35 USC 371 mailed December 15, 2005 in the above-identified application. The 2-mo extension due date of April 15, 2006 was a Saturday, and therefore, this response is timely filed on Monday, April 17, 2006.

In response to the Notification of Missing Requirements mailed 12/15/2005, copy enclosed, filed herewith is an executed Declaration and Power of Attorney in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date. Also filed herewith is an accurate literal translation of the application into English, as well as a copy of the Sequence Listing in computer readable form. It is respectfully requested that the English translation be used as the copy for examination purposes in the Patent Office.

A Preliminary Amendment to the specification and claims is filed herewith, in order to place the specification and claims in conformance with US practice and in proper idiomatic English.

## FEEES

The \$65 surcharge for late filing of the Declaration, and the \$130 processing fee for late furnishing of the English translation were authorized for payment on June 17, 2005. These fees have since been charged to the undersigned attorney's PTO Deposit Account. The Commissioner is hereby authorized to charge the 2-mo extension fee (\$225) and any additional fees that may be due to the undersigned attorney's PTO Deposit Account No. 50-1047 accordingly.

Respectfully submitted:

by /Keum J. Park/  
Date April 17, 2006

Keum J. Park      Reg. No. 42,059  
Mayer & Williams, PC  
251 North Avenue West  
Westfield, NJ 07090

Tel.: 908-518-7700  
Fax: 908-518-7795